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#### RMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING **REJECTION OVER A "PRIOR" PATENT**

Docket Number (Optional)

206,424

In re Application	of: Zohar AVRAHAMI
Application No.:	10/771,909

Filed: February 3, 2004

TRANSDERMAL DRUG DELIVERY AND ANALYTE EXTRACTION , of \_\_\_\_\_\_ percent interest in the instant application hereby disclaims. Transpharma, Ltd. The owner\*, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6,148,232 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns. In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; is reissued; or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer. Check either box 1 or 2 below, if appropriate. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and

belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The undersigned is an attorney or agent of record. Rega 06/05/2006 Signature JAY S. CINAMON Typed or printed name 00000087 10771909 (212) 885-9232 65.00 OP

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Telephone Number

65-00-0P \_np Terminal disclaimer fee under 37 CFR 1.20(d) included.

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Docket Number (Optional)

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STENZA TO In re Application of: Zohar AVRAHAMI

> Application No.: 10/771,909 Filed: February 3, 2004

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# ARMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING

Docket Number (Optional)

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7	In re Application of:	Zohar AVRAHAMI				
	Application No.: 10	0/771,909				
	Filed: February					
	For: TRANSD	ERMAL DRUG DEI	JIVERY AND ANA	LYTE EXTRACTION		
•	the expiration date and 173, and as the	of the full statutory term pri e term of said prior patent ant application shall be enf	f the statutory term of an for patent No. 6,71 is presently shortened b preeable only for and du	y patent granted on the instant 1,435 as the term of said y any terminal disclaimer. The c	the instant application hereby disclaims, application which would extend beyond prior patent is defined in 35 U.S.C. 154 owner hereby agrees that any patent so prior patent are commonly owned. This successors or assigns.	
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